

**TENTATIVE RULINGS**

**CIVIL / FAMILY LAW CASE MANAGEMENT CALENDAR**

**For: 10/20/2008 Monday Dept: 1A**

**(Posted 10/16/08)**

Tentative Rulings are proposed as orders to be issued at the hearing and are posted in advance for the convenience of the parties and their counsel. Any party objecting to the tentative ruling should promptly notify the opposing party of the substance of the objection with sufficient time to allow all parties, or their attorneys of record, to appear in person or by telephone at the scheduled hearing. Absent objection, the Court routinely adopts the tentative ruling as posted. Failures to appear, absent an order to appear, are deemed consent to the tentative ruling.

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1. **1:00 PM** Case: CF7786 [M] NATIONAL CREDIT v SERRA  
Type: COLLECTIONS Date Filed: 11/14/07  
Priority Info: RULE 3.740  
Event: CASE MANAGEMENT CONFERENCE-CIVIL;  
CONT'D OSC RE FILING COMPLIANCE

PLNTFF: NATIONAL CREDIT ACCEPTANCE INC ATTY: PUGH, LAW OFFICES OF JOHN J.  
DEFNDT: SERRA, ANTHONY R  
AKA: SERRA, TONY

Tentative Ruling: The plaintiff has not filed a proper Proof of Service as to all named defendants. Plaintiff must file a proper Proof of Service prior to the next hearing. The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 2/23/09.

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2. **1:00 PM** Case: CF7887 [M] JOHNSTON v HULBURT  
Type: DAMAGES - NON-TORT Date Filed: 01/29/08  
Event: FURTHER CASE MANAGEMENT CONF-CIVIL;  
CONT'D OSC RE FILING COMPLIANCE

PLNTFF: JOHNSTON, RANDY ATTY: WHITE, BLAIR M. ESQ  
DBA: R A JOHNSTON CONSTRUCTION  
DEFNDT: HULBURT, FREDRICK P ATTY: IN PRO PER  
Service Date/Type: 00/00/00 Answer Date: 07/11/08  
DEFNDT: HULBURT, FRAUKE R  
Service Date/Type: 00/00/00 Answer Date: 07/11/08  
DEFNDT: SKARLES, JAMES G ATTY: BOWMAN, MARK CHARLES ESQ.  
Service Date/Type: 00/00/00 Answer Date: 07/16/08  
DEFNDT: SKARLES, DOROTHY A ATTY: BOWMAN, MARK CHARLES ESQ.  
Service Date/Type: 00/00/00 Answer Date: 07/16/08  
DEFNDT: SKARLES, STEVEN G

Tentative Ruling: Defendant (Frauke Hurlburt) needs to sign her answer filed 7/11/08. The case is At-Issue and mediation is recommended to the parties. A Trial Setting Conference is set in Dept. 1A at 1:00 PM on 3/23/09.

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3. 1:00 PM Case: CF7888 [M] JOHNSTON v POPE  
Type: CIVIL COMPLAINT Date Filed: 01/29/08  
Event: FURTHER CASE MANAGEMENT CONF-CIVIL;  
CONT'D OSC RE FILING COMPLIANCE

Related cases on this calendar: CF7887 , CF7889 ,  
PLNTFF: JOHNSTON, RANDY ATTY: WHITE, BLAIR M. ESQ  
DBA: R.A. JOHNSTON CONSTRUCTION  
DEFNDT: POPE, CARY  
Service Date/Type: 08/22/08 SUB 00/00/00  
DEFNDT: RIVERSIDE BUILDERS INC  
Service Date/Type: 08/22/08 SUB 00/00/00  
DEFNDT: HF DATA

Tentative Ruling: The plaintiff has not filed a proper Proof of Service as to all named defendants. (HF Data) Plaintiff must file a proper Proof of Service prior to the next hearing. The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 2/23/09.

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4. 1:00 PM Case: CF7889 [M] JOHNSTON v POPE  
Type: DAMAGES - NON-TORT Date Filed: 01/29/08  
Event: FURTHER CASE MANAGEMENT CONF-CIVIL;  
CONT'D OSC RE FILING COMPLIANCE

Related cases on this calendar: CF7888 ,  
PLNTFF: JOHNSTON, RANDY ATTY: WHITE, BLAIR M. ESQ  
DBA: R A JOHNSTON CONSTRUCTION  
DEFNDT: POPE, CARY  
Service Date/Type: 09/10/08 SUB 00/00/00  
DEFNDT: RIVERSIDE BUILDERS INC  
DEFNDT: FONTANA, WILLIAM V  
DEFNDT: FONTANA, MARY A  
DEFNDT: STURTEVANT, JON  
TRSTEE: MTA MEDICAL BENEFIT TRUST  
DEFNDT: PAYNE, DON  
TRSTEE: MTA MEDICAL BENEFIT TRUST  
DEFNDT: HALE, BARNEY  
TRSTEE: MTA MEDICAL BENEFIT TRUST

Tentative Ruling: The plaintiff has not filed a proper Proof of Service as to all named defendants. (Multiple defendants and substituted service on Riverside Builders has no declaration of due diligence prior to subservice.) Plaintiff must file a proper Proof of Service prior to the next hearing. The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 2/23/09.

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5. 1:00 PM Case: CF7902 [M] FERGUSON ENTERPRISES v MARINA RIDGE LLC  
Type: REAL PROPERTY Date Filed: 02/07/08  
Event: FURTHER CASE MANAGEMENT CONF-CIVIL;  
CONT'D OSC RE FILING COMPLIANCE

PLNTFF: FERGUSON ENTERPRISES INC ATTY: SYKULSKI INC, GEORGE  
DEFNDT: MARINA RIDGE LLC  
Service Date/Type: 04/10/08 SUB 00/00/00

Tentative Ruling: It appears defendant(s) has filed for bankruptcy protection. The bankruptcy petition front page with filing stamp is filed with this court. The matter is continued for further case management in Dept. 1A at 1:00PM on 4/20/09.

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6. 1:00 PM Case: CF8078 [M] JP MORGAN CHASE BANK v VANORDEN  
Type: BREACH OF CONTRACT Date Filed: 06/09/08  
Event: CASE MANAGEMENT CONFERENCE-CIVIL;  
CONT'D OSC RE FILING COMPLIANCE  
12/10/08 2:00 2 APPLICATION FOR WRIT OF POSSESSION

PLNTFF: JP MORGAN CHASE BANK NA ATTY: SOLOMON GRINDLE SILVERMAN & S  
DEFNDT: VANORDEN, BRYAN E  
DEFNDT: VANORDEN, MARY L

Tentative Ruling: The plaintiff has not filed a proper Proof of Service as to all named defendants. Plaintiff must file a proper Proof of Service prior to the next hearing. The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 2/23/09.

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7. 1:00 PM Case: CF8088 [M] CALAVERAS LUMBER v TRICHAK  
Type: BREACH OF CONTRACT Date Filed: 06/12/08  
Event: CASE MANAGEMENT CONFERENCE-CIVIL;  
CONT'D OSC RE FILING COMPLIANCE

PLNTFF: CALAVERAS LUMBER COMPANY INC ATTY: AIROLA & AIROLA  
DEFNDT: TRICHAK, KENNETH

Tentative Ruling: The plaintiff has not filed a proper Proof of Service as to all named defendants. Plaintiff must file a proper Proof of Service prior to the next hearing. The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 2/23/09.

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8. 1:00 PM Case: CF8154 [M] STATE FARM MUTUAL v CALAVERAS COUNTY  
Type: PI/PD - MV Date Filed: 08/08/08  
Event: OSC RE: FILING COMPLIANCE  
\*VACATE IF ALL POS/ANSWERS ARE FILED\*  
12/22/08 1:00 1A CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: STATE FARM MUTUAL AUTOMOBILE INS ATTY: KAMRATH, SCOTT R. ESQ  
DEFNDT: CALAVERAS COUNTY C.C.: CALAVERAS COUNTY COUNSEL  
Service Date/Type: 09/18/08 SUB Answer Date: 09/26/08  
DEFNDT: STONE, FRANK A  
AKA: STONE, FRANK

Tentative Ruling: Plaintiff has not filed a proper Proof of Service as to all defendants. The OSC is continued over to the previously scheduled CMC time and date.

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9. 1:00 PM Case: CF8168 [M] OSEETAH CAPTITAL LLC v BELL  
Type: COLLECTIONS Date Filed: 08/18/08  
Event: CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: OSEETAH CAPITAL LLC ATTY: BOOSKA, STEVEN A ESQ  
DEFNDT: BELL, MILFORD ATTY: IN PRO PER  
Service Date/Type: 09/07/08 PER Answer Date: 09/17/08

Tentative Ruling: The case is At-Issue and is set for Trial in Dept. 2 approximately 120 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 1 hour court trial.

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10. 1:00 PM Case: CV30852 [S] SWARTZ v BAILEY  
Type: DAMAGES-NON TORT Date Filed: 08/06/04  
Priority Info: 170.6 JEM-ON APPEAL-DISMISSED  
Event: FURTHER CASE MANAGEMENT CONF-CIVIL

PLNTFF: SWARTZ, THOMAS PATRICK ATTY: IN PRO PER  
DEFNDT: ALBERTS, PHIL  
Service Date/Type: 06/25/05 PRS 00/00/00  
DEFNDT: GROGAN, GLORIA PERRY  
Service Date/Type: 07/07/05 PRS 00/00/00  
DEFNDT: MOUNTAIN RANCH REALTY  
Service Date/Type: 07/07/05 PRS 00/00/00  
DEFNDT: STATE OF CALIFORNIA  
Service Date/Type: 05/15/07 PER 00/00/00

Tentative Ruling: Default on the State of California has been entered, but the other service errors noted by the court at the last case management have not been remedied. Once proof of service has been made and defaults entered, this matter awaits entry of judgment. If judgment enters in the interim the following date will be vacated. This case is set for Court's Motion to Dismiss for delay in prosecution (CCP 583.310 over 5 years without trial) on 9/14/09 at 1:00 PM in Dept. 1A.

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11. 1:00 PM Case: CV31361 [S] ALLSTATE INSURANCE CO v ROBERT MANUFACTURING  
Type: DAMAGES-NON TORT Date Filed: 01/14/05  
Priority Info: STAYED 9-3-08  
Event: FURTHER CASE MANAGEMENT CONFERENCE  
STATUS OF STAY

PLNTFF: ALLSTATE INSURANCE COMPANY ATTY: KOELLER NEBEKER CARLSON & HAL  
DEFNDT: ROBERT MANUFACTURING COMPANY INC. ATTY: GREENFIELD HARDY  
Service Date/Type: 02/18/05 S/M Answer Date: 06/15/05

Tentative Ruling: It appears the stay for settlement negotiations is still in effect. The next Case Management hearing shall be in Dept. 1A at 1:00PM on 2/23/09.

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12. 1:00 PM Case: CV33538 [S] NORLING v PELLEGRINO/WEAVER  
Type: PRELIMINARY INJUNCTION Date Filed: 03/15/07  
Event: FURTHER CASE MANAGEMENT CONF-CIVIL

PLF/XD: NORLING, MARILYN J ATTY: AIROLA & AIROLA  
DEF/XC: PELLEGRINO, JOE ATTY: WILLIAMS, CHRISTOPHER D. ESQ  
Service Date/Type: 03/29/07 PER Answer Date: 06/19/08  
DEF/XC: WEAVER, LUCINDA ATTY: WILLIAMS, CHRISTOPHER D. ESQ  
Service Date/Type: 03/29/07 PER Answer Date: 06/19/08

Tentative Ruling: The case is At-Issue and mediation is recommended to the parties. A Trial Setting Conference is set in Dept. 1A at 1:00 PM on 3/23/09.

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13. 1:00 PM Case: CV33837 [S] WINCH v SURETY CO OF THE  
Type: OTHER NON PI, PD, WD TORT Date Filed: 06/27/07  
Event: TRIAL SETTING

PLF/XD: WINCH, ROBERT R ATTY: IN PRO PER  
PLF/XD: WINCH, KEVIN R ATTY: WINCH, ROBERT R ESQ  
DEF/XC: SURETY COMPANY OF THE PACIFIC ATTY: GEISSLER & NIMOY, LAW OFFICES  
Service Date/Type: 08/20/07 NAR Answer Date: 11/26/07  
X-DEFT EVILSIZOR, JOHN ATTY: EVILSIZOR, KERI A. ESQ  
Service Date/Type: 00/00/00 Answer Date: 10/03/07

Tentative Ruling: The case is At-Issue and is set for Settlement Conference in Dept. 1A approximately 120 days out and for Trial in Dept. 1 approximately 150 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 2 day court trial.

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14. 1:00 PM Case: CV33898 [S] JOHNSON v ORTEZ  
Type: PI-NON MOTOR VEHICLE Date Filed: 07/18/07  
Event: TRIAL SETTING AFTER ARBITRATION

PLNTFF: JOHNSON, KAREN A. ATTY: HEADLEY, FRANCES A. ESQ  
DEFNDT: ORTEZ, FILIBERTO ATTY: KATCHIS HARRIS & YEMPUKU  
Service Date/Type: 09/27/07 PER Answer Date: 10/29/07  
DEFNDT: ORTEZ, JILL ATTY: KATCHIS HARRIS & YEMPUKU  
Service Date/Type: 09/27/07 PER Answer Date: 10/29/07

Tentative Ruling: The case is At-Issue and is set for Settlement Conference in Dept. 1A approximately 120 days out and for Trial in Dept. 1 approximately 150 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 3 day jury trial.

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15. 1:00 PM Case: CV34017 [S] LUSHER v DOWNING  
Type: QUIET TITLE Date Filed: 08/29/07  
Event: TRIAL SETTING

PLNTFF: LUSHER, GILBERT ATTY: FOLEY, KENNETH M ESQ  
PLNTFF: LUSHER, CELEST ATTY: FOLEY, KENNETH M ESQ  
DEFNDT: DOWNING, DOUG ATTY: BARNES, WILLIAM E ESQ  
Service Date/Type: 00/00/00 Answer Date: 09/19/07

Tentative Ruling: The case is At-Issue and is set for Settlement Conference in Dept. 1A approximately 120 days out and for Trial in Dept. 1 approximately 150 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 1 day court trial.

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16. 1:00 PM Case: CV34094 [S] WITTSTRUCK v RADOSAVLEVICH  
Type: PI/PD MOTOR VEHICLE Date Filed: 09/21/07  
Event: TRIAL SETTING AFTER ARBITRATION

PLNTFF: WITTSTRUCK, PETER JAMES ATTY: KIRBY KIRBY & KIRBY  
DEFNDT: RADOSAVLEVICH, ZORICA SAVICH ATTY: MAYALL HURLEY KNUTSEN SMITH &  
Service Date/Type: 11/04/07 SUB Answer Date: 10/29/07

The case is At-Issue and is set for Settlement Conference in Dept. 1A approximately 120 days out and for Trial in Dept. 6 approximately 150 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 10 day jury trial.

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17. 1:00 PM Case: CV34533 [S] RUDIG v DAVIS  
Type: PI/PD MOTOR VEHICLE Date Filed: 03/24/08  
Event: FURTHER CASE MANAGEMENT CONF-CIVIL

PLNTFF: LOOS, NORMA ATTY: IN PRO PER  
DEFNDT: DAVIS, SARA ATTY: O'HAGAN, LAW OFFICES OF THOMA  
Service Date/Type: 05/06/08 SUB Answer Date: 05/29/08  
DEFNDT: DAVIS, GLEN ATTY: O'HAGAN, LAW OFFICES OF THOMA  
Service Date/Type: 05/04/08 PER Answer Date: 05/29/08  
DEFNDT: DAVIS, DARCY ATTY: O'HAGAN, LAW OFFICES OF THOMA  
Service Date/Type: 00/00/00 Answer Date: 05/29/08  
DEFNDT: SANDLER, TERESA  
Service Date/Type: 04/15/08 SUB 00/00/00

Tentative Ruling: The plaintiff has not filed a proper Proof of Service as to all named defendants. (Sandler) Plaintiff must file a proper Proof of Service prior to the next hearing. The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 2/23/09.

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18. 1:00 PM Case: CV34562 [S] BROWN v OBERG  
Type: QUIET TITLE Date Filed: 04/03/08  
Event: FURTHER CASE MANAGEMENT CONFERENCE

P/TRSTE BROWN, DOUGLAS R ATTY: SAGE, WES ESQ  
P/TRSTE BROWN, SARAH J ATTY: SAGE, WES ESQ  
DEFNDT: OBERG, REX E ATTY: ABBOTT & KINDERMANN  
Service Date/Type: 06/20/08 PER Answer Date: 09/02/08  
DEFNDT: OBERG, JOYCE A ATTY: ABBOTT & KINDERMANN  
Service Date/Type: 05/13/08 PER Answer Date: 09/02/08  
DEFNDT: MILLER, JAMES M ATTY: ABBOTT & KINDERMANN  
Service Date/Type: 00/00/00 Answer Date: 06/17/08  
DEFNDT: WENDT, GEORGE ATTY: ABBOTT & KINDERMANN  
Service Date/Type: 00/00/00 Answer Date: 05/14/08  
DEFNDT: WENDT, PAMELA ATTY: ABBOTT & KINDERMANN  
Service Date/Type: 00/00/00 Answer Date: 05/14/08

Tentative Ruling: The case is At-Issue and mediation is recommended to the parties. A Trial Setting Conference is set in Dept. 1A at 1:00 PM on 3/23/09.

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19. 1:00 PM Case: CV34734 [S] HOCKETT v FIRST AMERICAN LOAN  
Type: BREACH OF CONTRACT Date Filed: 05/23/08  
Event: CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: HOCKETT, MIKE ATTY: MACOMBER, MICHAEL D. ESQ  
PLNTFF: HOCKETT, JENNIFER ATTY: MACOMBER, MICHAEL D. ESQ  
DEFNDT: FIRST AMERICAN LOAN STAR TRUSTEE  
Service Date/Type: 06/25/08 PER 00/00/00  
DEFNDT: WELLS FARGO BANK N.A.  
Service Date/Type: 06/20/08 SUB 00/00/00  
DEFNDT: WELLS FARGO HOME MORTGAGE  
Service Date/Type: 06/20/08 SUB 00/00/00  
DEFNDT: WELLS FARGO HOME EQUITY  
Service Date/Type: 06/20/08 SUB 00/00/00

Tentative Ruling: This matter has been removed to Federal Court. If this action is pending or disposed of in the Federal Court at the time of the next state court hearing this action should be dismissed without prejudice. The next Case Management hearing shall be in Dept. 1A at 1:00PM on 4/20/09.

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20. 1:00 PM Case: CV34751 [S] KATEN v MASON  
Type: PI-NON MOTOR VEHICLE Date Filed: 05/29/08  
Event: CASE MANAGEMENT CONFERENCE-CIVIL;  
CONT'D OSC RE FILING COMPLIANCE

PLNTFF: KATEN, TRINALYNN ATTY: GRAVES, LAW OFFICES OF BENJAM  
DEFNDT: MASON, HARRY W ATTY: MINDER & ASSOCIATES, THOMAS  
Service Date/Type: 00/00/00 Answer Date: 07/29/08  
DBA: BRASS RING AMUSEMENTS' MIDWAY  
DEFNDT: BRASS RING AMUSEMENTS INC ATTY: MINDER & ASSOCIATES, THOMAS  
Service Date/Type: 00/00/00 Answer Date: 07/29/08  
DEFNDT: MIDWAY OF FUN INC

Tentative Ruling: The plaintiff has not filed a proper Proof of Service as to all named defendants. (Midway of Fun Inc.) Plaintiff must file a proper Proof of Service prior to the next hearing. The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 2/23/09.

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21. 1:00 PM Case: CV34753 [S] LONG-WRIGHT v STONECYPHER  
Type: P.I. MOTOR VEHICLE Date Filed: 05/29/08  
Event: CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: LONG-WRIGHT, KARAH ATTY: HODSON & MULLIN  
PLNTFF: MCNAMARA, DESIREE ATTY: HODSON & MULLIN  
DEFNDT: STONECYPHER, LESLIE CHARLES  
Service Date/Type: 07/18/08 PER 00/00/00

Tentative Ruling: The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 2/23/09.



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22. 1:00 PM Case: CV34770 [S] LOFING v NAVE/CCWD  
Type: PI/PD MOTOR VEHICLE Date Filed: 06/09/08  
Event: CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: LOFING, LELAH ATTY: STAWICKI & MAPLES  
DEFNDT: NAVE, JUSTIN S ATTY: GREENFIELD HARDY  
Service Date/Type: 07/15/08 PER Answer Date: 09/11/08  
DEFNDT: CALAVERAS COUNTY WATER DISTRICT ATTY: GREENFIELD HARDY  
Service Date/Type: 06/16/08 PER Answer Date: 09/11/08

Tentative Ruling: The case is At-Issue and mediation is recommended to the parties. A Trial Setting Conference is set in Dept. 1A at 1:00 PM on 3/23/09.

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23. 1:30 PM Case: CV32866 [S] HALL v SOARES  
Type: BREACH OF CONTRACT Date Filed: 07/26/06  
Event: TRIAL SETTING

PLF/XD: HALL, ROBERT D ATTY: WHITE, BLAIR M. ESQ  
TRSTEE: MELVA GARCIA TRUST  
DEF/XC: SOARES, ARTHUR ATTY: FORES MACKO  
Service Date/Type: 08/07/06 PER Answer Date: 09/06/06  
DEF/XC: SOARES, DIANNE ATTY: FORES MACKO  
Service Date/Type: 08/15/06 S/M Answer Date: 09/06/06  
X-DEFT MOUNTAIN RANCH REALTY INC. ATTY: STUDLEY, DAVID W. ESQ  
Service Date/Type: 00/00/00 Answer Date: 04/06/07  
X-DEFT DODGE, JIM ATTY: STUDLEY, DAVID W. ESQ  
Service Date/Type: 10/16/06 SUB Answer Date: 11/30/06  
DBA: MOUNTAIN RANCH REALTY

Tentative Ruling: The case is At-Issue and is set for Settlement Conference in Dept. 1A approximately 120 days out and for Trial in Dept. 6 approximately 150 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 8 day jury trial.

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24. 2:00 PM Case: CV32833 [S] FISCUS v FISCUS  
Type: DISSOLUTION WITHOUT MINOR CHIL Date Filed: 07/18/06  
At-Issue Date: 00/00/00 Trial: 10/08/08 COURT TRIAL - LONG CAUSE  
Event: FURTHER CASE MANAGEMENT CONFERENCE -  
REMAINING ISSUES

PETNR: FISCUS, ISABELLA ATTY: IN PRO PER  
NKA: FUDGE, ISABELLA  
RESP: FISCUS, MICHAEL ATTY: CHAVEZ-OCCHOA LAW OFFICES INC.  
Service Date/Type: 07/18/06 PER Answer Date: 08/08/06  
CLAMNT: CALIFORNIA PUBLIC EMPLOYEES RETIR

Tentative Ruling: The bifurcated issue has been determined. The parties failed to file settlement conference statements for the last settlement conference. The matter is set for Settlement and Trial Setting Conference (See Local Rule 5.9(b)) with Settlement Conference Statements due 5 court days prior to hearing at 3:00 PM in Dept. 1A on 12/22/08.

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25. 2:00 PM Case: CV33379 [S] SINGLETON v SINGLETON JR  
Type: DISSOLUTION WITHOUT MINOR CHIL Date Filed: 01/30/07  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: SINGLETON, PATRICIA M ATTY: TRIFILO, JOHN J. ESQ  
RESP: SINGLETON, DONN E JR ATTY: CHAVEZ-OCHOA LAW OFFICES INC.  
Service Date/Type: 06/04/07 NAR Answer Date: 08/29/08

Tentative Ruling: The parties have recently retained new counsel. Respondent is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. Respondent is ordered to serve and file a Final Declaration of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 2:00 PM on 1/26/09.

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26. 2:00 PM Case: CV34153 [S] HUDSON v HUDSON  
Type: DISSOLUTION WITHOUT MINOR CHIL Date Filed: 10/17/07  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: HUDSON, JERRY R ATTY: IN PRO PER  
RESP: HUDSON, CHERYL D  
Service Date/Type: 11/23/07 PER 00/00/00

Tentative Ruling: The Default of the respondent has been entered. Petitioner must go to the clerk's filing window to schedule a "Default Prove-Up" hearing. Petitioner must attend that brief hearing and submit the Judgment (FL-180) and Notice of Judgment (FL-190) papers. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 2:00 PM on 2/23/09.

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27. 2:00 PM Case: CV34192 [S] GONZALES v GONZALES  
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 11/01/07  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: GONZALES, JODINE P ATTY: IN PRO PER  
RESP: GONZALES, CHRISTOPHER R

Tentative Ruling: The petitioner has not filed a Proof of Service (FL-115) of the Summons and Petition with the court. The court cannot proceed with any orders until Proof of Service is filed. Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. Petitioner has 2 previous failures to appear or comply with the court's orders. It appears Petitioner has abandoned the prosecution of this case. Wherefore, if the Petitioner fails to appear at the 10/20/08 hearing, the case is dismissed without prejudice.

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28. 2:00 PM Case: CV34410 [S] TANKERSLEY v TANKERSLEY  
Type: DISSOLUTION WITHOUT MINOR CHIL Date Filed: 02/13/08  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: TANKERSLEY, DELORES ANN ATTY: IN PRO PER  
RESP: TANKERSLEY, EDWARD I ATTY: IN PRO PER  
Service Date/Type: 02/20/08 SMS Answer Date: 02/29/08

Tentative Ruling: Respondent is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. Upon receipt of Respondent's Preliminary Disclosure, Petitioner is ordered to serve and file a Final Declaration of Disclosure (FL-141). Thereafter, Respondent is ordered to serve and file a Final Declaration of Disclosure (FL-141). After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 2:00 PM on 2/23/09.

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29. 2:00 PM Case: CV34493 [S] ADAMS v ADAMS  
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 03/12/08  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

Related cases NOT on this calendar: CV31609 , CV31485 ,  
PETNR: ADAMS, STEPHANIE ATTY: IN PRO PER  
RESP: ADAMS, MATTHEW  
Service Date/Type: 03/15/08 PER 00/00/00

Tentative Ruling: The Default of the respondent has been entered. Petitioner must go to the clerk's filing window to schedule a "Default Prove-Up" hearing. Petitioner must attend that brief hearing and submit the Judgment (FL-180) and Notice of Judgment (FL-190) papers. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 2:00 PM on 2/23/09.

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30. 2:00 PM Case: CV34495 [S] SCHAEFFER v SCHAEFFER  
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 03/12/08  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: SCHAEFFER, TERRANCE ATTY: IN PRO PER  
RESP: SCHAEFFER, LEANN ATTY: FANNON & STOMBERG  
Service Date/Type: 03/19/08 PER Answer Date: 04/01/08

Tentative Ruling: There are temporary custody and support orders, but Respondent's counsel has failed to prepare and submit a formal custody order. Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. Respondent is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 2:00 PM on 2/23/09.

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31. 2:00 PM Case: CV34513 [S] LASAN v LASAN  
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 03/14/08  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: LASAN, CHERI ATTY: IN PRO PER  
RESP: LASAN, CHAPPIE ATTY: IN PRO PER  
Service Date/Type: 03/17/08 PER Answer Date: 04/16/08

Tentative Ruling: Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. Respondent is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 2:00 PM on 2/23/09.

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32. 2:00 PM Case: CV34567 [S] MCATEE v MCATEE  
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 04/03/08  
Event: FURTHER CASE MANAGEMENT CONFERENCE;  
RETURN ON MEDIATION

Related cases NOT on this calendar: CV34799 ,  
PETNR: MCATEE, KRISTINA M ATTY: IN PRO PER  
RESP: MCATEE, SHAWN M ATTY: IN PRO PER  
Service Date/Type: 04/03/08 PER Answer Date: 05/01/08

Tentative Ruling: The parties should appear and affirm their mediated custody agreement. Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. Respondent is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 2:00 PM on 2/23/09.

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33. 2:00 PM Case: CV34736 [S] HALL v HALL  
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 05/28/08  
Event: CASE MANAGEMENT CONFERENCE-FAMILY LAW

PETNR: HALL, DIANE ATTY: IN PRO PER  
RESP: HALL, CHRISTOPHER

Tentative Ruling: The petitioner has not filed a Proof of Service (FL-115) of the Summons and Petition with the court. The court cannot proceed with any orders until Proof of Service is filed. Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. Prior to the next CMC, unless a Response is filed, Petitioner must file the Request for Default or dismiss the action. The CMC is set for Dept 1A at 2:00 PM on 1/26/09.

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34. 2:00 PM Case: CV34754 [S] BAKER v BAKER  
Type: DISSOLUTION WITHOUT MINOR CHIL Date Filed: 05/30/08  
Event: CASE MANAGEMENT CONFERENCE-FAMILY LAW

PETNR: BAKER, CLAYTON R ATTY: CHAVEZ-OCHOA LAW OFFICES INC.  
RESP: BAKER, DENISE L ATTY: IN PRO PER  
Service Date/Type: 06/16/08 PER Answer Date: 06/30/08

Tentative Ruling: Respondent is ordered to serve and file a Final Declaration of Disclosure (FL-141) prior to the next hearing. Provided the Disclosure is filed, the matter is set for Settlement and Trial Setting Conference (See Local Rule 5.9(b)) with Settlement Conference Statements due 5 court days prior to hearing at 3:00 PM in Dept. 1A on 1/26/09 (Respondent, and out of state resident, may appear by telephone at the hearing).

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35. 2:00 PM Case: CV34766 [S] PRESCOTT v PRESCOTT  
Type: DISSOLUTION WITHOUT MINOR CHIL Date Filed: 06/04/08  
Event: CASE MANAGEMENT CONFERENCE-FAMILY LAW

PETNR: PRESCOTT, MARK ATTY: IN PRO PER  
RESP: PRESCOTT, TERESA  
Service Date/Type: 06/15/08 PER 00/00/00

Tentative Ruling: This matter may be concluded by a notarized Marital Settlement Agreement ("MSA") of the parties attached to the Judgment (FL-180). If a final Judgment (FL-180) on all issues is on file prior to the next Case Management hearing the Case Management hearing will be vacated. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 2:00 PM on 2/23/09.

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36. 2:00 PM Case: CV34769 [S] GLENN v GLENN  
Type: DISSOLUTION WITHOUT MINOR CHIL Date Filed: 06/09/08  
Event: CASE MANAGEMENT CONFERENCE-FAMILY LAW

Related cases NOT on this calendar: CV34714 , CV31887 , CV34720 ,  
CV31368 , CV31875 , CV31886 , CV34837 ,  
PETNR: GLENN, KATHLEEN ATTY: IN PRO PER  
RESP: GLENN, DELAYNE J. ATTY: IN PRO PER  
Service Date/Type: 06/26/08 PER Answer Date: 08/13/08

Tentative Ruling: Respondent is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. Respondent is ordered to serve and file a Final Declaration of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 2:00 PM on 1/26/09.

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37. 2:00 PM Case: CV34771 [S] EARL v EARL  
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 06/10/08  
Event: CASE MANAGEMENT CONFERENCE; REVIEW RE  
VISITATION  
10/21/08 9:00 1 CONT'D PETITIONER'S OSC RE CHILD SUPPORT

PETNR: EARL, JASON R ATTY: SALAZAR, ANTHONY T. ESQ  
MINOR: EARL MINORS P.D.: RUSSO (P.D.), ARLEEN ESQ.  
RESP: EARL, SHERRIE LYNN ATTY: IN PRO PER  
Service Date/Type: 00/00/00 Answer Date: 09/19/08

Tentative Ruling: There is no Tentative Ruling on this case. The parties, or their legal counsel if represented, are ordered to appear in person or by telephone.

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38. 2:00 PM Case: CV34772 [S] CLOUGH v CLOUGH  
Type: LEGAL SEPARATION WITH MINOR CH Date Filed: 06/10/08  
Event: CASE MANAGEMENT CONFERENCE-FAMILY LAW  
11/04/08 9:00 1 PETITIONER'S MOTION FOR SPOUSAL SUPPORT  
AND ATTORNEY FEES & COSTS

PETNR: CLOUGH, JILL ATTY: HOLLOWAY, J. CHRISTOPHER ESQ  
RESP: CLOUGH, RICK ATTY: YANKOVSKY, KRISTINE ESQ  
Service Date/Type: 00/00/00 Answer Date: 08/08/08

Tentative Ruling: Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. Respondent is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 2:00 PM on 2/23/09.

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39. 2:00 PM Case: CV34784 [S] RUTH v RUTH  
Type: LEGAL SEPARATION WITH MINOR CH Date Filed: 06/16/08  
Event: CASE MANAGEMENT CONFERENCE-FAMILY LAW

PETNR: RUTH, ANA M ATTY: CILENTI, STEVEN ESQ  
RESP: RUTH, PETER A  
Service Date/Type: 06/24/08 PER 00/00/00

Tentative Ruling: There are temporary custody orders. Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. There is Proof of Service but no Response (FL-120) or Default (FL-165). Prior to the next CMC, unless a Response is filed, Petitioner must file the Request for Default or dismiss the action. The CMC is set for Dept 1A at 2:00 PM on 2/23/09.

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40. 2:00 PM Case: CV34791 [S] BIANCO v BIANCO  
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 06/18/08  
Event: CASE MANAGEMENT CONFERENCE-FAMILY LAW

PETNR: BIANCO, KAMA ATTY: IN PRO PER  
RESP: BIANCO, MARK

Tentative Ruling: The petitioner has not filed a Proof of Service (FL-115) of the Summons and Petition with the court. The court cannot proceed with any orders until Proof of Service is filed. Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 2:00 PM on 1/26/09.

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41. **3:00 PM** Case: CV34098 [S] GARRY v GARRY  
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 09/26/07  
Event: SETTLEMENT CONFERENCE/TRIAL SETTING

Related cases NOT on this calendar: CV34084 , C13219 ,  
PETNR: GARRY, STEPHANIE ATTY: CALDERWOOD, BRUCE G ESQ  
MINOR: GARRY MINOR P.D.: RUSSO (P.D.), ARLEEN ESQ.  
RESP: GARRY, TIMOTHY ATTY: CHAVEZ-OCHOA LAW OFFICES INC.  
Service Date/Type: 00/00/00 Answer Date: 10/29/07  
CLAMNT: ST JOSEPH'S RETIRE SALARY SAVINGS

Tentative Ruling: There is no Tentative Ruling on this case. The parties, and their legal counsel if represented, are ordered to appear.

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42. 3:00 PM Case: CV34269 [S] BAILON v BAILON  
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 12/06/07  
Event: SETTLEMENT CONFERENCE/TRIAL SETTING ON  
RESPONDENT'S MOTION RE MODIFICATION OF  
VISITATION

Related cases NOT on this calendar: C13185 ,  
PETNR: BAILON, DANIEL J. ATTY: IN PRO PER  
J/PRTY: COUNTY OF CALAVERAS D.A.: CENTRAL SIERRA CHILD SUPPORT  
RESP: BAILON, VALERIE J. ATTY: IN PRO PER  
Service Date/Type: 00/00/00 Answer Date: 02/06/08

Tentative Ruling: There is no Tentative Ruling on this case. The parties, and their legal counsel if represented, are ordered to appear.

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